

KEVIN G. WALSH  
[kwalsh@gibbonslaw.com](mailto:kwalsh@gibbonslaw.com)  
KATE E. JANUKOWICZ  
[kjanukowicz@gibbonslaw.com](mailto:kjanukowicz@gibbonslaw.com)  
GIBBONS P.C.  
One Gateway Center  
Newark, New Jersey 07102  
Tel: 973.596.4769  
Fax: 973.639.6470

PERRIE M. WEINER (*pro hac vice* to be filed)  
[perrie.weiner@backermckenzie.com](mailto:perrie.weiner@backermckenzie.com)  
EDWARD D. TOTINO (*pro hac vice* to be filed)  
[edward.totino@backermckenzie.com](mailto:edward.totino@backermckenzie.com)  
BAKER & MCKENZIE LLP  
1901 Avenue of the Stars, Suite 950  
Los Angeles, California 90067  
Tel: 310.201.4728  
Fax: 310.201.4721

*Attorneys for Defendant Mark Groussman*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

CREIGHTON TAKATA, individually and  
on behalf of all others similarly situated,

Plaintiff,

v.

RIOT BLOCKCHAIN, INC. F/K/A,  
BIOPTIX, INC., JOHN O'ROURKE,  
JEFFREY G. MCGONEGAL, BARRY  
HONIG, CATHERINE DEFANCESCO,  
MICHAEL BEEGHLEY, JOHN  
STETSON, MARK GROUSSMAN,  
ANDREW KAPLAN, MIKE DAI, JASON  
LES and ERIC SO,

Defendants.

Civil Action No. 18-cv-2293 (FLW) (ZNQ)

*Document electronically filed*

**Oral Argument Requested**

**DECLARATION OF KEVIN G. WALSH IN  
SUPPORT OF DEFENDANT MARK  
GROUSSMAN'S REPLY IN SUPPORT OF  
MOTION TO DISMISS PLAINTIFF'S  
CORRECTED CONSOLIDATED  
AMENDED CLASS ACTION  
COMPLAINT**

I, KEVIN G. WALSH, hereby declare:

1. I am an attorney at law duly admitted to practice before the courts of the State of New Jersey. I am a Direct with the law firm of Gibbons P.C., counsel of record for Defendant Mark Groussman ("Groussman") in the above-captioned matter. I submit this Declaration in support of Groussman's Reply in Support of his Motion to Dismiss Plaintiff's Corrected Consolidated Amended Complaint. I have personal knowledge of the facts set forth herein and, if called as a witness, could and would competently testify thereto.

2. Attached hereto as **Exhibit A** is a true and correct copy of a Schedule 13G/A filed on February 15, 2018 with the Securities and Exchange Commission and made available on Riot Blockchain, Inc.'s website at <https://ir.riotblockchain.com/sec-filings>.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed Newark, New Jersey on this 4th day of November 2019.

s/ Kevin G. Walsh  
Kevin G. Walsh  
**GIBBONS P.C.**  
One Gateway Center  
Newark, New Jersey 07102  
Tel: 973.596.4769  
Fax: 973.639.6470